

89-27-05

RCE
JW

Atty. Dkt. No. 01CR052/KE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Smith, et al.

Title: ADAPTIVE DATA RATE
LINK MECHANISM FOR
HIGH FREQUENCY DATA
COMMUNICATION

Appl. No.: 09/851,473

Appl. Filing Date: 05/08/2001

Examiner: Anh Vu H. Ly

Art Unit: 2667

CERTIFICATE OF EXPRESS MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

EL 994633750 US (Express Mail Label Number)	9/26/2005 (Date of Deposit)
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Sheila K. Mathews
(Printed Name)


(Signature)

REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. §141, or the commencement of a civil action under 35 U.S.C. §145 or §146 (unless the appeal or civil action is terminated).

1. Submission required under 37 C.F.R. §1.114: (check items that apply)

a. Previously submitted:

- Please enter and consider the amendment and/or reply previously filed on ____.
- Please consider the Affidavit(s)/Declaration(s) previously filed on ____ but not considered.

09/26/2005	NGUYEN	0000054	181722	09851473
01	FC:1801	790.00	DA	
02	FC:1252	450.00	DA	

[] Please consider the arguments in the Appeal Brief or Reply previously filed on _____.

[] Other ____.

b. Enclosed are:

[X] Amendment/Reply.

[] Affidavit(s)/Declaration(s).

[] Information Disclosure Statement.

[] Form PTO-1449 with copies of ___ listed reference(s).

[] Other .

Miscellaneous:

[] Suspension of action of the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of ___ months.

The filing fee is calculated below:

	Claims as Amended	Previously Paid For	Extra Claims Present	Rate	Fee Totals
RCE Fee 1.17(e):				\$790.00	= \$790.00
Total Claims:	20	-	20 = 0	x \$50.00	= \$0.00
Independents	3	-	3 = 0	x \$200.00	= \$0.00
First presentation of any Multiple Dependent Claims:			+ \$360.00	=	\$0.00
			CLAIMS FEE TOTAL:	=	\$790.00

[X] Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

<input type="checkbox"/>	Extension for response filed within the first month:	\$120.00	0	\$0.00
[X]	Extension for response filed within the second month:	\$450.00		\$450.00
<input type="checkbox"/>	Extension for response filed within the third month:	\$1,020.00		\$0.00
<input type="checkbox"/>	Extension for response filed within the fourth month:	\$1,590.00		\$0.00
<input type="checkbox"/>	Extension for response filed within the fifth month:	\$2,160.00		\$0.00
	EXTENSION FEE SUBTOTAL:			\$450.00
	EXTENSION FEE ALREADY PAID:		-	\$0.00
	EXTENSION FEE TOTAL			\$450.00
	CLAIMS AND EXTENSION FEE TOTAL:			\$1240.00
<input type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):			\$0.00
<input type="checkbox"/>	Suspension of action requested under 37 C.F.R. § 1.103(c)			\$0.00
	TOTAL FEE:			\$1240.00

[X] Please charge Deposit Account No. 18-1722 in the amount of \$1240.00. A duplicate copy of this transmittal is enclosed.

A check in the amount of \$1240.00 to cover the filing fee is enclosed.

[X] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 18-1722.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Date September 26, 2005 Respectfully submitted,
 By Kyle Eppele
 ROCKWELL COLLINS, INC.
 400 Collins Road, NE
 M/S 124-323
 Cedar Rapids, IA 52498
 Telephone: (319) 295-8280
 Facsimile: (319) 295-8777
 Customer No. 26383
 Kyle Eppele
 Attorney for Applicants
 Registration No. 34,155